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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN

**FILED**

MAY 23 2005

CLERK'S OFFICE  
U.S. DISTRICT COURT  
EASTERN MICHIGAN

HILL-SIDE PRODUCTIONS, INC., )  
et al., )

Plaintiffs, )

v. )

STEVE DUCHANE, et al. )

Defendants. )

Case No.: 02-73618

Judge Nancy G. Edmunds

CONSENT ORDER

Plaintiffs, by and through their counsel, and defendants the City of Sterling Heights, et al., by and through their counsel, hereby stipulate and agree to the entry of a Consent Order as follows:

1. Plaintiffs on May 10, 2005 orally moved to enforce the Settlement Agreement entered into between the parties in the above-captioned matter on March 22, 2004, which resolved fully and finally all actual or potential controversies or disputes between them, relating to any and all past and present obligations or alleged liability of defendants to plaintiffs (the "Settlement Agreement").
2. Plaintiffs seek entry of an Order that compels defendant the City of Sterling Heights to acknowledge the Escrow Agreement, which was the result of negotiations between plaintiffs' counsel, Cindy Rhodes Victor, and then-counsel for the City of Sterling Heights, Donald Tucker and Douglas Kelly, that were conducted under the supervision of the Court during February and March, 2004.
3. Upon discussion of this matter during the May 10, 2005 conference with this Court, the City of Sterling Heights will immediately sign the Escrow Agreement previously provided by plaintiffs' counsel to defendants' counsel.
4. The terms of the Escrow Agreement shall not be used by the insurance companies in the case captioned City of Sterling Heights, Michigan, et al. v. United National Ins. Co., et al., case number 03-CV-72773, currently pending in the U.S. District Court for the Eastern District of Michigan, as evidence of any admission by the City of Sterling Heights as to how the settlement funds are to be allocated.

THEREFORE, IT IS HEREBY ORDERED that plaintiffs' motion is GRANTED, and the City of Sterling

Heights is hereby directed to sign, within twenty-four (24) hours of this Order, the Escrow Agreement previously provided by plaintiffs' counsel to defendants' counsel.

SO ORDERED:

**MAY 23 2005**

DATED: \_\_\_\_\_

\_\_\_\_\_  
CINDY RHODES VICTOR  
Counsel for Plaintiffs

Dated: \_\_\_\_\_

*Nancy Edmunds*  
Nancy G. Edmunds  
United States District Court Judge  
*John F. Gillooly*  
JOHN GILLOOLY  
Counsel for the City of Sterling Heights

Dated: May 16, 2005

City of Sterling Heights, Donald Tucker and Douglas Kelly, that were conducted under the supervision of the Court during February and March, 2004.

3. Upon discussion of this matter during the May 10, 2005 conference with this Court, the City of Sterling Heights will immediately sign the Escrow Agreement previously provided by plaintiffs' counsel to defendants' counsel.

4. The terms of the Escrow Agreement shall not be used by the insurance companies in the case captioned City of Sterling Heights, Michigan, et al. v. United National Ins. Co., et al., case number 03-CV-72773, currently pending in the U.S. District Court for the Eastern District of Michigan, as evidence of any admission by the City of Sterling Heights as to how the settlement funds are to be allocated.

THEREFORE, IT IS HEREBY ORDERED that plaintiffs' motion is GRANTED, and the City of Sterling Heights is hereby directed to sign, within twenty-four (24) hours of this Order, the Escrow Agreement previously provided by plaintiffs' counsel to defendants' counsel.

SO ORDERED:

DATED: \_\_\_\_\_

Cindy Rhodes Victor  
CINDY RHODES VICTOR  
Counsel for Plaintiffs

Dated: May 13, 2005

\_\_\_\_\_  
Nancy G. Edmunds  
United States District Court Judge

\_\_\_\_\_  
JOHN GILLOOLY  
Counsel for the City of Sterling Heights

Dated: \_\_\_\_\_